

12221-049
P16D2-US

Modified PTO/SB/26 (10-00)

**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE
PATENTING REJECTION OVER A PRIOR PATENT**

Docket Number (Optional)
5050.1 P

In re Application of: Pearce.

Application No.: 09/932,393

Filed: August 17, 2001

For: Cushions with non-intersecting columnar
elastomeric members exhibiting
compression instability

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with
the United States Postal Service with sufficient postage as first
class mail on April 13, 2004 in an envelope addressed to: Mail
Stop: AF, Commissioner for Patents, P.O. Box 1450,
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The owner*, EdiZONE, LC, of 100% interest in the instant application hereby disclaims,
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instant application, which would extend beyond the expiration date of the full statutory term
defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of
prior Patent No. 6,026,527. The owner hereby agrees that any patent so granted on the instant
application shall be enforceable only for and during such period that it and the prior patent are
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In making the above disclaimer, the owner does not disclaim the terminal part of any
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shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a
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canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the
expiration of its full statutory term as presently shortened by any terminal disclaimer.

Check either box 1 or 2 below, if applicable

1. ☐ For submissions on behalf of an organization (e.g., corporation, partnership, university,
government agency, etc.), the undersigned is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that
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statements were made with the knowledge that willful false statements and the like so made are
punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States
Code and that such willful false statements may jeopardize the validity of the application or any
patent issued thereon.

2. ☒ The undersigned is an attorney or agent of record.



Daniel McCarthy
Registration No. 36,600

April 13, 2004
Date

- ☒ Enclosed is a check in the amount of \$110.00 for the terminal disclaimer fee under 37
CFR 1.20(d).

*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form
PTO/SB/96 may be used for making this certification. See MPEP § 324.

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